

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
 ) CASE NO. CR16-287-JLR  
Plaintiff, )  
 )  
v. )  
 ) DETENTION ORDER  
HECTOR HUGO GARCIA GUTIERREZ, )  
 )  
Defendant. )  
\_\_\_\_\_ )

Offense charged: Conspiracy to Distribute Controlled Substances

Date of Detention Hearing: November 3, 2016.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant is reportedly a citizen of Mexico.

01           2.       The United States alleges that his presence in this country is illegal. There is an  
02 immigration detainer pending against him.

03           3.       Defendant and his counsel offer no opposition to entry of an order of detention.

04           4.       Upon advice of counsel, defendant declined to be interviewed by Pretrial  
05 Services. Therefore, there is limited information available about him.

06           5.       Defendant poses a risk of nonappearance due to lack of legal immigration status,  
07 a lodged immigration detainer, and unknown or unverified background information.  
08 Defendant poses a risk of danger due to criminal history. There does not appear to be any  
09 condition or combination of conditions that will reasonably assure the defendant's appearance  
10 at future Court hearings while addressing the danger to other persons or the community.

11 It is therefore ORDERED:

12       1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
13 General for confinement in a correction facility separate, to the extent practicable, from  
14 persons awaiting or serving sentences or being held in custody pending appeal;

15       2. Defendant shall be afforded reasonable opportunity for private consultation with  
16 counsel;

17       3. On order of the United States or on request of an attorney for the Government, the  
18 person in charge of the corrections facility in which defendant is confined shall deliver  
19 the defendant to a United States Marshal for the purpose of an appearance in connection  
20 with a court proceeding; and

21       4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
22 for the defendant, to the United States Marshal, and to the United State Pretrial Services

01 Officer.

02 DATED this 3rd day of November, 2016.

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05 Mary Alice Theiler  
06 United States Magistrate Judge  
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